

Patent US 402C1

Attorney Docket: 612,404-432

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| Appl | icant: | |) | Group Art | Unit: | Not Yet Assigned | l |
|-------|----------|--|---|-----------|-------|------------------|---|
| Edm | an, Carl | F. et al. |) | Examiner: | Not | Yet Assigned | |
| Seria | l No.: | 10/772,744 |) | | | | |
| Filed | : | February 4, 2004 |) | | | | |
| For: | Photoele | and Devices for extrephoretic Transport and eation of Oligonucleotides |) | | | | |

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97–1.98, information relating to the above–identified application is hereby disclosed. The accompanying Form PTO/SB/08A provides a listing of documents that may be relevant to the subject application.

It is requested that the Examiner fully consider the art cited in the accompanying Form PTO/SB/08A, initial the left-most column of the form adjacent each cited reference, and return a copy for Applicants' records. It is further requested that the art be cited on the cover of any patent issuing from the subject application.

In accordance with §1.97(b), this Information Disclosure Statement is being filed before the mailing of a first Office Action on the merits of the above-identified application, and therefore no

| | CEI | RTIFICATE OF MAILING | (37 C.F.R. §1.8a) | |
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| I hereby certify that this date shown below with s VA 22313-1450. | paper (along with any referred sufficient postage as First Class | to as being attached or encl s Mail in an envelope addres | sed to the Commissioner | with the United States Postal Service on the for Patents, P.O. Box 1450, Alexandria, |
| Date of Deposit | (| Den | ise N. Doss | |
| IR1:1053855.1 | | | | |

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fee is required. If a first Office Action has been mailed, then please enter this Information Disclosure Statement and charge Deposit Account No. 50-2862 for any necessary fees.

A copy of the cited reference is enclosed.

This statement should not be construed as a representation that more material information does not exist or that an exhaustive search of the relevant art has been made. Nor does this statement constitute an admission by Applicants or Applicants' agent that the information provided herein is necessarily prior art to Applicants' invention. Moreover, Applicants reserve the right to establish the patentability of the claimed invention over any of the listed documents should they be applied thereagainst as references. Please charge any deficiency or credit any overpayment to Deposit Account No. 50-2862.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: 4/2/04

By: ____

David B. Murphy Reg. No. 31,125

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PATENT TRADEMARK OFFICE

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Approved for use through 10/31/2002. OMB 0651-0031*
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Substitute for form 1449A/PTO

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

| Complete if Known | | | |
|------------------------|----------------------|--|--|
| Application Number | 10/772,744 | | |
| Filing Date | February 4, 2004 | | |
| First Named Inventor | Carl F. Edman et al. | | |
| Group Art Unit | Not Yet Assigned | | |
| Examiner Name | Not Yet Assigned | | |
| Attorney Docket Number | 0612404-432 | | |

| | U.S. Patent Document | | Name of Patentee or Applicant | Date of Publication of Cited Document | |
|---------------------|----------------------|--------------------------------------|-------------------------------|---------------------------------------|--|
| Examiner Initials * | Number | Kind Code ² (if known) | of Cited Document | MM-DD-YYYY | |
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| Examiner | Foreign Patent Document | | | Name of Patentee or | Date of Publication of Cited | | |
|-----------|-------------------------|---|--|--------------------------------|------------------------------|----------------|--|
| Initials* | Office ³ | Number ⁴ Kind Code ⁵ (if known) | | Applicant of Cited Document | Document MM-DD-YYYY | T ₆ | |
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| Examiner Initials * | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume–issue number(s), publisher, city and/or country where published. | T² |
|------------------------|---|----|
| | ALIVISATOS, et al., "Organization of 'Nanocrystal Molecules' Using DNA", Nature, 382, 08/15/96, 609-611. | |
| | | |

| Examiner | Date | |
|-----------|------------|--|
| Signature | Considered | |

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¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.